

## Message Text

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73

ACTION L-03

INFO OCT-01 IO-14 ISO-00 DPW-01 SCA-01 ACDA-19 CIAE-00

DODE-00 PM-07 H-03 INR-10 NSAE-00 NSC-07 PA-04 RSC-01

PRS-01 SPC-03 SS-20 USIA-15 AF-10 ARA-16 EA-11 EUR-25

NEA-10 DRC-01 /183 W

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R 231300Z MAR 74

FM USMISSION GENEVA

TO SECSTATE WASHDC 4794

INFO USUN NEWYORK 213

UNCLAS GENEVA 1875

E.O. 11652: NA

TAGS: ICRC, PARM

SUBJ: GENEVA CONFERENCE ON THE LAW OF WAR

1. ON MARCH 22 COMMITTEE I ADOPTED, BY VOTE OF  
70-22(US)-12, FOLLOWING ARTICLE PROVIDING THAT WARS OF  
NATIONAL LIBERATION ARE INTERNATIONAL ARMED CONFLICTS.  
BEGIN TEXT:

"1. THE PRESENT PROTOCOL, WHICH SUPPLEMENTS THE GENEVA  
CONVENTIONS OF AUGUST 12, 1949, FOR THE PROTECTION OF  
WAR VICTIMS, SHALL APPLY IN THE SITUATIONS REFERRED TO  
IN ARTICLE 2 COMMON TO THESE CONVENTIONS.

2. THE SITUATIONS REFERRED TO IN THE PRECEDING PARAGRAPH  
INCLUDE ARMED CONFLICTS IN WHICH PEOPLES ARE FIGHTING  
AGAINST COLONIAL DOMINATION AND ALIEN OCCUPATION AND  
AGAINST RACIST REGIMES IN THE EXERCISE OF THEIR RIGHT  
OF SELF-DETERMINATION, AS ENSHRINED IN THE CHARTER OF  
THE UNITED NATIONS AND THE DECLARATION ON PRINCIPLES OF  
INTERNATIONAL LAW CONCERNING FRIENDLY RELATIONS AND  
CO-OPERATION AMONG STATES IN ACCORDANCE WITH THE CHARTER  
OF THE UNITED NATIONS.

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3. THE HIGH CONTRACTING PARTIES UNDERTAKE TO RESPECT AND TO ENSURE RESPECT FOR THE PRESENT PROTOCOL IN ALL CIRCUMSTANCES.

4. IN CASES NOT INCLUDED IN THE PRESENT PROTOCOL OR IN OTHER INSTRUMENTS OF TREATY LAW, CIVILIANS AND COMBATANTS REMAIN UNDER THE PROTECTION AND AUTHORITY OF THE PRINCIPLES OF INTERNATIONAL LAW DRIVEN FROM ESTABLISHED CUSTOM, FROM THE PRINCIPALS OF HUMANITY AND FROM THE DICTATES OF PUBLIC CONSCIENCE." END TEXT.

2. VOTING AS FOLLOWS:

(A) IN FAVOR: ALBANIA, ALGERIA, SAUDI ARABIA, ARGENTINA, BANGLADESH, BYELORUSSIA, BULGARIA, CAMEROON, CHINA, CYPRUS, IVORY COAST, CUBA, EL SALVADOR, UNITED ARAB EMIRATE, FINLAND, GABON, GHANA, GUINEA-BISSAU, HONDURAS, HUNGARY QATAR, INDIA, INDONESIA, IRAQ, IRAN, JORDAN, KUWAIT, LEBANON, LIBERIA, BURUNDI, MADAGASCAR, MALI, MOROCOO, MAURITANIA, MEXICO, MONGOLIA, NIGERIA, NORWAY, OMAN, UGANDA, PAKISTAN, PANAMA, PERU, POLAND, EGYPT, LIBYA, SYRIA, REP. OF VIET NAM, NORTH KOREA, DRG, KHMERE, TANZANIA, ROMANIA, SENEGAL, SUDAN, SRI LANKA, CHAD, CZECHOSLOVAKIA, THAILAND, TOGO, TRINIDAD & TOBAGO, TUNISIA, UKRAINE, USSR, VENEZUELA, DEMOCRATIC YEMEN, YEMEN, YUGOSLAVIA, ZAIRE AND ZAMBIA.

(B) AGAINST: SOUTH AFRICA, FRG, BELGIUM, CANADA, DENMARK, SPAIN, US, FRANCE, ISRAEL, ITALY, JAPAN, LIECHTENSTEIN, LUXEMBOURG, MONACO, NEW ZEALAND, NETHERLANDS, PORTUGAL, ROK, UK, SWITZERLAND AND URUGUAY.

(C) ABSTAINING: AUSTRALIA, AUSTRIA, BURMA, BRAZIL, CHILE, COLOMBIA, GREECE, GUATEMALA, IRELAND, PHILIPPINES, HOLY SEE, SWEDEN AND TURKEY.

WE NOTE DIFFERENCE IN ANNOUNCED COUNT AND OUR UNOFFICIAL TABULATION. WE WILL CHECK WITH COMMISSION BUREAU ON MARCH 25.DALE

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
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**Current Classification:** UNCLASSIFIED  
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**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 23 MAR 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740063-0223  
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**Office:** ACTION L  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Previous Handling Restrictions:** n/a  
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**Secure:** OPEN  
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**Subject:** GENEVA CONFERENCE ON THE LAW OF WAR  
**TAGS:** PARM, ICRC  
**To:** STATE  
**Type:** TE  
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